

**MAIL STOP ISSUE FEE**  
Docket No.: 3493-0126P  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

---

In re Patent Application of:  
Joel BOUGARET et al.

Application No.: 10/722,451

Confirmation No.: 9996

Filed: November 28, 2003

Art Unit: 1617

For: PHARMACEUTICAL COMPOSITION  
BASED ON A POLYMORPHIC FORM I  
OF IDAZOXAN

---

Examiner: D. R. Claytor

**RESPONSE TO NOTICE TO FILE CORRECTED APPLICATION PAPERS**

Mail Stop Issue Fee  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Pursuant to the USPTO "Notice to File Corrected Application Papers" (hereinafter "Notice") dated January 17, 2008, attached hereto are 7 (seven) sheets of corrected drawings. Please substitute these corrected drawings for the corresponding 7 (seven) sheets of drawings on file in the above-identified application.


Applicants respectfully submit that the corrected formal drawings attached hereto are the same drawings previously filed on January 7, 2008. Applicants believe that the formal drawings filed on January 7, 2008, were not considered prior to the issuance of the Notice to File Corrected Application Papers. Applicants' representative also confirmed this was the case with Mr. London Fletcher at the Office of Patent Publication (the contact person given at the end of

the Notice). Further, this appears to be the case since "Identification of Drawing Deficiencies" of the Notice refer to the old set of drawings. For instance, the reference in the Notice to "an ink stamp" or "image obscurity" refers to the previous Figures 3 and 4.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

Dated: February 19, 2008

Respectfully submitted,

By  \_\_\_\_\_  
Andrew D. Meikle  
Registration No.: 32.868  
BIRCH, STEWART, KOLASCH & BIRCH, LLP  
8110 Gatehouse Road, Suite 100 East  
P.O. Box 747  
Falls Church, Virginia 22040-0747  
(703) 205-8000  
Attorneys for Applicant

Attachment(s)